

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri M. S. Keny, State Chief Information Commissioner

Complaint No.159/SCIC/2010

Shri Ajit S. Porob,
"Shashi Sadan"
H.No. 133/3, Palmar –Pomburpa,
Bardez –Goa.

... Complainant

V/s

1) Public Information Officer,
Works Div. XVIII (Roads),
PWD, Ponda.

... Opponent

Shri Rupesh Parab, representative of the Complainant in person.
Opponent in person.

O R D E R
(30/06/2010)

1. The Complainant, Shri Ajit Porob, has filed this Complaint praying that the Opponent be directed to furnish the information sought by this Complainant in accordance with his application dated 20/01/2010 and the same be furnished to the Complainant free of charge, for disciplinary action and for penalty.

2. The brief facts leading to the present Complaint are as under:-

That the Complainant vide his application dated 20/01/2010 sought certain information under Right to Information Act ('RTI' Act for short) from the Opponent. That on 21/02/2010, the Complainant received a letter dated 18/02/2010 of the Opponent asking the Complainant to collect the information from his office on payment of Rs. 62/- on furnishing the identity of the Complainant. That the Complainant received the said information. It is the case of the Complainant that opponent has knowingly furnished incorrect,

...2/-

incomplete and misleading information to the Complainant with malafide intention so as to obstruct and destroy the information which is the subject matter of the request of the Complainant. Since the opponent failed to give the correct information the Complainant filed the present Complaint on various grounds as mentioned in the Complaint.

3. The Opponent resists the Complaint and the say is on record. It is the case of the Opponent that Complainant sought certain information and the documents such as certified copies of the mobile bills of mobile No. 9370699779, list showing the details of mobile bill of Miss Manisha Shet, Tech. Asst., and excess amount payable beyond the restricted limit were furnished. It is the case of the Opponent that mobile No was inadvertently typed as 976472992 instead of 9370699779 on the document No. 2. In so far as outgoing call details of the mobile No. 9370699779 as requested by the Complainant, could not be provided to the Complainant as such details are not available in this office. That the application cannot be transferred under section 6(3) of the Right to Information Act to the mobile service provided Reliance Mobile as it is not a public authority. In short it is the case of the Opponent that all the information available in this office has been furnished.

4. Heard both sides and perused the records. It is seen that the Complainant filed an application dated 20/01/2010 seeking certain information. By letter dated 18/02/2010 the Complainant was requested to collect the information after paying Rs. 62/- the Complainant through his representative collected the information on 23/02/2010. The same appears to be within the stipulated period. There is no delay as such.

It is the contention of the Complainant that he has been furnished incorrect, incomplete and misleading information. However the Opponent states that by inadvertence number was type as 9764372992 but the same is 9370699779 on document No. 2. During arguments representative of the Complainant states that information at point No. 1 and 3 is furnished and he is satisfied about the same.

5. Complainant states that point No. 2 regarding outgoing calls has not been furnished. According to the Opponent the same is not available with them.

6. In view of the above, no further intervention of this Commission is required. Regarding point No. 2 the same can be forwarded to the concerned company with intimation to the Complainant. Hence I pass the following order:

“No intervention of this Commission is required. The Complaint is disposed off.

Regarding point No. 2 the Opponent to transfer the said point to the concerned under section 6 (3) within 5 days from the receipt of this Order, with intimation to the Complainant and the Complainant to deal with the same.

The Complaint is accordingly disposed off.

Pronounced in the Commission on this 02nd day of July, 2010.

Sd/-
(M. S. Keny)
State Chief Information Commissioner

